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Attorneys for Plaintiffs and Counter-Defendants

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA – RENO DIVISION**

UTHERVERSE, INC., a Nevada corporation,  
 BRIAN SHUSTER, an individual,

Plaintiffs,

v.

BRIAN QUINN, an individual; JOSHUA  
 DENNE, and individual; BLOCKCHAIN  
 FUNDING, INC. a Delaware corporation;  
 BLOCKCHAIN ALLIANCE LLC, a  
 Wyoming Limited Liability Company;  
 MASTERNODE PARTNERS, LLC, a  
 Wyoming Limited Liability Company;  
 LYNNE MARTIN, an individual; NIYA  
 HOLDINGS, LLC, a Nevada limited liability  
 company; NIMA MOMAYEZ, an individual;  
 and JEREMY ROMA, an individual,

Defendants.

AND RELATED COUNTERCOMPLAINT.

Case No. 3:25-cv-00020-MMD-CSD

**STIPULATION AND ORDER TO  
 EXTEND DEADLINE FOR PLAINTIFFS  
 UTHERVERSE INC. AND BRIAN  
 SHUSTER TO RESPOND TO  
 COUNTERCOMPLAINT**

**(FIRST REQUEST)**

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1 IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs and Counter-  
2 Defendants Utherville, Inc. and Brian Shuster (collectively, “Plaintiffs”) through their counsel of  
3 record, Kearney Puzey Damonte Ltd. and Coleman & Horowitz, LLP, and Defendants and  
4 Counterclaimants Brian Quinn, Joshua Denne, Blockchain Funding, Inc., Blockchain Alliance LLC,  
5 Masternode Partners, LLC, Niya Holdings, LLC, and Nima Momayez (“Defendants”), through their  
6 counsel of record, Brownstein Hyatt Farber Schreck, LLP, as follows:

7 1. On January 10, 2025, Plaintiffs filed their Complaint for Violation of The Racketeer  
8 Influenced And Corrupt Organizations Act (18 U.S.C. §§ 1961 et seq.); Fraud In The Inducement;  
9 Intentional Misrepresentation (Fraud); Conversion; Breach of Fiduciary Duty; Aiding and Abetting  
10 Breach of Fiduciary Duty; and Tortious Interference With Contract (the “Complaint”). ECF 1.

11 2. On February 28, 2025, Defendants filed their Answer and Countercomplaint for  
12 Fraud and Deceit, Civil Claim Under Penal Code Section 496(c), Breach of Fiduciary Duty, and  
13 Defamation Per Se (the “Countercomplaint”). ECF 30.

14 3. By virtue of their appearances, Plaintiffs were served with the Countercomplaint on  
15 February 28, 2025. Accordingly, the original deadline to respond to the Countercomplaint by  
16 Plaintiffs was March 21, 2024.

17 4. On March 13, 2025, counsel for Plaintiffs and counsel for Defendants spoke by  
18 telephone and agreed to extend the time for Plaintiffs to respond to the Countercomplaint to April 4,  
19 2025.

20 5. On March 20, 2025, counsel for the respective parties again spoke by telephone and  
21 discussed, among other items, that the Countercomplaint had not yet been served on additional  
22 counter-defendants added as parties by way of the Countercomplaint (*i.e.*, counter-defendants  
23 Utherville Digital, Inc., Peter Gantner, Nexus Venture LLC, Ari Good, and Gary Shuster;  
24 collectively “Additional Counter-Defendants”). Counsel also discussed a universal response  
25 deadline in light of the anticipated varying service dates for Plaintiffs and the Additional Counter-  
26 Defendants.

27 6. Also on March 20, 2025, Plaintiffs’ counsel agreed to accept service for the  
28 Additional Counter-Defendants. However, as of the filing of this Stipulation, Additional Counter-

1 Defendants have not been served.

2 7. On March 27, 2025, counsel for the respective parties again spoke by telephone and  
3 discussed, among other items, that Defendants would be serving an amended countercomplaint.

4 8. Plaintiffs' counsel and Defendants' counsel further agreed that subject to paragraph  
5 7 above, Plaintiffs' deadline to respond to the Countercomplaint served on February 28, 2025, would  
6 be extended to April 15, 2025.

7 9. There is a strong public policy in the Ninth Circuit of deciding cases on the merits,  
8 rather than technicalities. *See U.S. v. Signed Personal Check No. 730 of Yubran S. Mesle*, 615 F.3d  
9 1085, 1091 (9th Cir. 2010).

10 10. Pursuant to LR IA 6-1(a), the Parties wish to extend the deadline for Plaintiffs to  
11 respond to the Countercomplaint.

12 11. No discovery deadlines or dates for trial have been set.

13 12. Accordingly, the Plaintiffs and Defendants stipulate and agree that Plaintiffs shall  
14 have up to and including April 15, 2025, within which to file their response to the Countercomplaint  
15 served on February 28, 2025. If, in the interim, Defendants serve an amended countercomplaint, the  
16 response to the amended countercomplaint will be due as prescribed by the Federal Rules of Civil  
17 Procedure.

18 13. This stipulation is brought in good faith and not for purposes of delay.

19 14. This is the first request for an extension of time for Plaintiffs to respond to the  
20 Countercomplaint.

21 **IT IS SO STIPULATED.**

22 DATED: March 28, 2025

COLEMAN & HOROWITT, LLP

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Shuster and Counter-Defendants Utherville, Inc.,  
Brian Shuster, Utherville Digital Inc., Peter  
Gantner, Nexus Venture LLC, Ari Good and Gary  
Shuster

DATED: March 28, 2025

BROWNSTEIN HYATT FARBER SCHRECK, LLP

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Zachary R. Meyer, Esq  
Attorneys for Counterclaimants  
Brian Quinn, Joshua Denne, Blockchain Funding,  
Inc., Blockchain Alliance LLC, Masternode  
Partners, LLC, Niya Holdings, LLC, and Nima  
Momayez.

**IT IS SO ORDERED.**

\_\_\_\_\_  
UNITED STATES MAGISTRATE JUDGE

DATED: \_\_\_\_\_